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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this RESPONSE and the documents referred to as enclosed therein are being deposited with the United States Postal Service on the date indicated below with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Nancy Malsich
Nancy Malsich

2/4/05
Date of Deposit

For fee only

Applicant: Boger) Group Art Unit: 1626
)
Serial No.: 10/001,611) Confirmation No.: 1470
)
Filed: October 30, 2001) Examiner: L. Stockton
)
Title: SYNTHESIS OF CC-1065/ DUOCARMYCIN ANALOGS) Our Ref.: TSRI 626.1 D1
)

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Notice of Non-Compliant Amendment mailed January 27, 2005 in the above-identified patent application, a listing of the claims, clearly and correctly identified, is respectfully submitted.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 6 of this paper.

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REMARKS

Applicant has amended the claims listing so as to characterize claims 2-18 with the identifier "cancelled", rather than "withdrawn". If there are any fees associated with this response, the Director is authorized to charge our Deposit Account No. 19-0962.

Respectfully submitted,

Feb 3 2005
Date

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